

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT APPLICATION OF: Delisle et al

Our File: 10-336 US

Serial No: 09/838,137

Group: 2874

Filed: April 20, 2001

Examiner: S. Pak

Title: METHOD AND APPARATUS FOR REDUCING THE WAVELENGTH
DEPENDENCY OF AN INTEGRATED OPTICAL FILTER

June 25, 2003

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

The above-identified application became abandoned for failure to respond to an Office Action on or before the prescribed due date.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design application; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

___ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

___ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of a written response
(identify type of reply):

___ has been filed previously on _____.

X is enclosed herewith.

B. The issue fee of \$ _____

___ has been paid previously on _____.

___ is enclosed herewith

2. Terminal disclaimer with disclaimer fee

X Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

___ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

3. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)© and (D))].

June 25, 2003

M. Deitz

Date:

Signature:

Telephone Number:

(613) 843 3000 (Ext 5784)

Neil Teitelbaum

Typed or printed name

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Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unavoidable delay☐ Other: _____

Respectfully submitted,



Neil Teitelbaum

Encl.

DJM/ewg

Customer No: 24949

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